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PROFESSIONAL ENGINEER

JW

INTELLECTUAL PROPERTY
402-391-4448

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OMAHA, NEBRASKA 68124

August 10, 2007

Commissioner for Patents
Box: 1450
Alexandria, VA 22313-1450

RE: APPLICATION OF WELCH TITLED: "METHOD OF PROVIDING AUDIO FORMAT PROFESSIONAL INFORMATION UPDATE SERVICE FOR PAYMENT, VIA INTERNET";
SERIAL NO.: 10/796,162;
FILE DATE: 03/09/2004;
ART UNIT: 3625;
EXAMINER: POND, R.

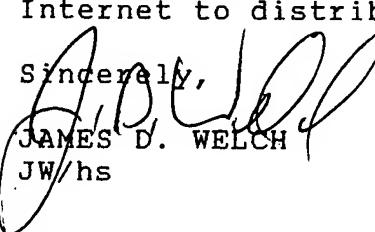
RESPONSE TO OFFICE ACTION

Dear Sir;

I am in receipt of an Action dated 05/31/2007 regarding the identified Application.

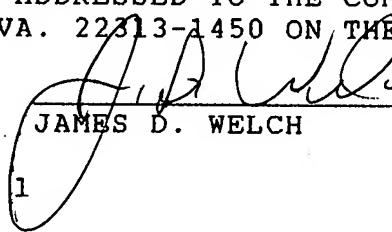
To establish a Mind-Set, it is noted that the Examiner has withdrawn the prior Rejection which was based on Allison 6,546,230, (which does not remotely suggest the sequence of steps in the Present Claims), in view of Law Cast, (which it is noted teaches away from using the computers, hence the Internet for distribution), and presented a new basis of rejection based on Darago et al. 6,170,014, (which is focused on apparatus and does not remotely suggest the sequence of steps in the Present Claims), in view of Allison 230 and Lawcast materials. The Examiner admits Darago et al. 014 does not suggest application to Professional Currency, (and neither does Allison 230 suggest periodically updated audio format professional continuing education in topical categories as Presently Claimed), hence nothing in Darago et al. 014 or Allison 230 would lead one skilled in the art to even find Law Cast, (which as mentioned, even if found teaches away from use of computers, hence the Internet to distribute audio format).

Sincerely,


JAMES D. WELCH
JW/hs

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS TRANSMITTAL IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE WITH SUFFICIENT POSTAGE FOR FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE COMMISSIONER FOR PATENTS, BOX: 1450, ALEXANDRIA VA. 22313-1450 ON THE DATE INDICATED BELOW.


JAMES D. WELCH

DATE

8/11/07